

**4378. Misbranding of "Dr. Sullivan's Sure Solvent." U. S. v. Thomas E. Flynn (Dr. Sullivan's Sure Solvent Co.). Plea of guilty. Fine. \$25.**  
(F. & D. No. 6051. I. S. No. 8196-e.)

On June 22, 1915, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Thomas E. Flynn, trading as Dr. Sullivan Sure Solvent Co., Buffalo, N. Y., alleging shipment by said defendant, in violation of the Food and Drugs Act, as amended, on or about March 19, 1913, from the State of New York into the State of Ohio, of a quantity of "Dr. Sullivan's Sure Solvent," which was misbranded. The article was labeled: (On bottle) "The Celebrated Dr. Sullivan's Sure Solvent. The most wonderful medicine known for removing the following diseases from the human system: Kidney and Liver complaint, Catarrh of the Stomach, Rheumatism, Paralysis, Nervous Exhaustion, Loss of Appetite, St. Vitus Dance, Asthma, all Female Weakness and is especially recommended for all disorders of the Stomach. Directions. For Adults, one teaspoonful each day, increasing the dose if necessary, but never take more than a tablespoonful a day. Children, Half dose. Price 50 cts.; or 6 bottles for \$2.50. Dr. Sullivan Sure Solvent Co. 481 Seneca Street Buffalo, N. Y. Guaranteed under the food and drugs act of June 30, 1906. Guarantee No. 5232. 9 per cent Alcohol. Well Shaken Before Taken" (Same statements in German.) (On carton) "The Celebrated Dr. Sullivan's Sure Solvent Alcohol, 9 per cent. Trade Mark The Most wonderful Medicine known for removing the following diseases from the human system. Catarrh of the Stomach, Dyspepsia, Rheumatism, Paralysis, Nervous Exhaustion, Loss of Appetite. And is especially recommended for all disorders of the stomach, and gives the most rapid cure to those suffering from the abusive use of alcoholic beverages. Price, 50 cents Manufactured by The Dr. Sullivan Sure Solvent Co., St. Catharines, Ont. Buffalo, N. Y. Guaranteed by The Dr. Sullivan Sure Solvent Co., under the Food and Drugs Act, June 30, 1906. Guaranty No. 5232. Directions for Using. For adults, one teaspoonful each day, increasing the dose if necessary, but never taking more than a tablespoonful a day. Children half doses. Price 50 cents. How to cure Itching Piles How to cure Blind Piles How to cure Bleeding Piles How to cure Ulcerated Piles How to cure Hemorrhoids Use Dr. Sullivan's Healing Ointment It does not irritate and make the disease worse. The First application will give the patient immediate Relief, Comfort and Rest. Piles if allowed to continue very often develop into Fistula, a most serious trouble which often proves fatal. For sale by all druggists Price 50 cents." (Printed matter in German also appears on carton.) The circular or pamphlet accompanying the article contained, among other things, the following: "As sure as the sun shines. Dr. Sullivan's Sure Solvent is the only remedy in the world today that positively will cure rheumatism and kidney trouble. Try a bottle now." "What other than the vital fluid Sullivan's Sure Solvent, can heal Paralysis, Locomotor Ataxia, rejuvenate the aged, and fan the fickle flame of life into a steady flame, that will last the full time allotted to man for a space far beyond man's present conception, and perhaps beyond the expectation of the patriots of old," "Dr. Sullivan's Sure Solvent causes the sick to get well; the well to remain so; the weak to become strong, and the prematurely old to become young again. It energizes all, while the different functions are acquiring a normal, healthy and harmonious condition and the different maladies, bearing a thousand and one names, disappear," "It is no longer a question of specifics, but positive cure for rheumatism, paralysis, cancer, tumor, Syphilis, Eczema, St. Vitus Dance, Drunkenness, Epileptic Fits, Neuralgia, Catarrh of the Stomach and Bowels, Dyspepsia,

Indigestion, Pleurisy, Hay Fever, Salt Rheum, Piles, Kidney Troubles, Liver Diseases, Female Weakness, Lost Manhood, Erythema, Palsy, Nasal Catarrh, Nervous Prostration, Heart Disease, Diabetes, Tonsilitis, Asthma, Bronchitis, Mumps, Whooping Cough, Diphtheria, Quinsy, Blood Dysentery, and many others," "If you fear Smallpox, Cholera, Typhoid or any contagious diseases which first attack those whose systems are run down, use regularly and persistently that one little spoonful of Sullivan's Sure Solvent and you will find that the innate purity of pure blood and the strength of the nerve force you have acquired will repel all risk of contagion."

Analysis of a sample of the article by the Bureau of Chemistry of this department showed the following results:

Solids (grams per 100 cc)-----	3.41
Ash (gram per 100 cc)-----	0.10
Alcohol (per cent by volume)-----	9.00
Methyl salicylate (gram per 100 cc)-----	0.04
Aloes, tannin, and licorice: Present.	
Unidentified alkaloid: Trace.	
Strychnine, morphine, or cocaine: None.	
Organic salts: None.	
Ammonium salts: Slight trace.	

Product is essentially a hydroalcoholic solution containing aloes, extract of licorice, and a small amount of an unidentified alkaloid.

Misbranding of the article was alleged in the information for the reason that the following statements regarding the therapeutic or curative effects thereof, appearing on the label aforesaid, to wit, (On carton) "Dr. Sullivan's Sure Solvent \* \* \* for removing the following diseases from the human system. Catarrh of the Stomach, \* \* \* Rheumatism, Paralysis, Nervous Exhaustion \* \* \*," (On bottle) "Dr. Sullivan's Sure Solvent \* \* \* for removing the following diseases from the human system. \* \* \* Catarrh of the Stomach, Rheumatism, Paralysis, Nervous Exhaustion, \* \* \* St. Vitus Dance, Asthma, all Female Weakness \* \* \*," and included in the circular or pamphlet aforesaid, to wit, "\* \* \* Dr. Sullivan's Sure Solvent is the only remedy \* \* \* that positively will cure rheumatism \* \* \*," "\* \* \* Sullivan's Sure Solvent can heal paralysis, Locomotor Ataxia \* \* \*," "Dr. Sullivan's Sure Solvent can heal paralysis, Locomotor Ataxia \* \* \*," "Dr. Sullivan's Sure Solvent \* \* \* positive cure for \* \* \* paralysis, cancer, tumor, Syphilis, Eczema, St. Vitus Dance, \* \* \* Epileptic Fits, \* \* \* Pleurisy, Hay Fever, \* \* \* Piles, \* \* \* Lost Manhood, \* \* \* Palsy, Nasal Catarrh, \* \* \* Heart Disease, Diabetes, Tonsilitis, \* \* \* Mumps, Whooping Cough, Diphtheria, Quinsy, Blood Dysentery \* \* \*," "If you fear Smallpox, Cholera, Typhoid or any contagious diseases \* \* \* use regularly and persistently that one little spoonful of Sullivan's Sure Solvent and you will find that the innate purity of pure blood and the strength of the nerve force you have acquired will repel all risk of contagion," were false and fraudulent in that the same were applied to the article knowingly, and in reckless and wanton disregard of their truth or falsity, so as to represent falsely and fraudulently to the purchasers thereof, and create in the minds of purchasers thereof the impression and belief, that it was, in whole or in part, composed of, or contained, ingredients or medicinal agents effective, among other things, for the cure of catarrh of the stomach, rheumatism, paralysis, nervous exhaustion, St. Vitus' dance, asthma, and all female weakness; and as a remedy for paralysis and locomotor ataxia; as a medicine to rejuvenate the

aged; as a cure for cancer, tumor, syphilis, eczema, epileptic fits, pleurisy, hay fever, piles, lost manhood, palsy, nasal catarrh, heart disease, diabetes, tonsilitis, mumps, whooping cough, diphtheria, quinsy, and blood dysentery; and effective to repel smallpox, cholera, typhoid, and all contagious diseases, when, in truth and in fact, it was not, in whole or in part, composed of, and did not contain, such ingredients or medicinal agents.

On March 17, 1916, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$25.

C. F. MARVIN, *Acting Secretary of Agriculture.*